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UNITED STATES ENVIRONMENTAL PROTECTION
AGENCY
WASHINGTON, D.C. 20460

EO 12866/13565 REVIEW DRAFT

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

MEMORANDUM

SUBJECT: Final Rule: Procedures for Prioritization of Chemicals for Risk Evaluation under the Toxic Substances Control Act (Tier 2; SAN 5943; RIN 2070-AK23)
– **ACTION MEMORANDUM**

FROM: Wendy Cleland-Hamnett
Acting Assistant Administrator (7101M)

THRU: Office of Policy (1806A)
Office of Executive Secretariat (1105A)

TO: E. Scott Pruitt
EPA Administrator (1101A)

PURPOSE

Attached for your signature is a final rule required under section 6(b)(1) of the Toxic Substances Control Act, as amended by the Frank R. Lautenberg Chemical Safety for the 21st Century Act on June 22, 2016. This final rule establishes a risk-based screening process and criteria that the U.S. Environmental Protection Agency will use to identify chemicals as either High-Priority Substances for risk evaluation, or Low-Priority Substances for which risk evaluations are not warranted at the time. The final rule describes the processes formally initiating the prioritization process, providing opportunities for public comment, and proposing and finalizing designations of priority. Prioritization is the initial step in a new process of existing chemical review and risk management activity established under recent amendments to TSCA.

DEADLINE

Section 6(b)(1) of TSCA requires the agency to promulgate the final rule establishing the prioritization process by June 22, 2017.

OVERVIEW

Authority

The agency is promulgating this final rule as required under section 6(b) of TSCA, 15 U.S.C. § 2605(b).

Background

Ex. 5 - Deliberative Process

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